

#### **146.570 Kentucky Heritage Land Conservation Fund.**

- (1) There is hereby established in the State Treasury a fund entitled "Kentucky Heritage Land Conservation Fund." The fund shall primarily receive state appropriations, gifts, grants, federal funds, and tax receipts. The fund shall be disbursed by the State Treasurer upon the warrant of the secretary of the Finance and Administration Cabinet. Moneys in the fund not expended at the end of a fiscal year shall be carried forward to the next fiscal year, and the fund shall not lapse. Moneys in the fund shall be invested in accordance with administrative regulations developed by the State Investment Commission in accordance with KRS 42.525. Interest earnings shall accrue to the fund.
- (2) The fund shall be attached for administrative, budgeting, and capital planning and reporting purposes to the Environmental and Public Protection Cabinet. Land acquisitions shall be authorized by the General Assembly and reported to the Capital Projects and Bond Oversight Committee in accordance with KRS 45.750 to 45.800. Allocation of moneys as approved by the board for management of the lands shall be appropriated to each separate agency as part of its operating budget.
- (3) Moneys in the fund shall be used exclusively for the purposes of acquisition and management of lands as defined in KRS 146.560. Each recipient of moneys shall develop and implement a resource management plan for each tract acquired, except a resource management plan for properties adjacent to a state park shall be developed and managed by the Department of Parks, and shall allocate at least ten percent (10%) of moneys received for management of lands acquired. Lands acquired shall be maintained in perpetuity for the purposes set out in KRS 146.560.
- (4) Moneys in the fund shall be allocated as follows:
  - (a) The Department of Parks shall receive ten percent (10%);
  - (b) The Department of Fish and Wildlife Resources shall receive ten percent (10%);
  - (c) The Environmental and Public Protection Cabinet, Division of Forestry, shall receive ten percent (10%);
  - (d) Ten percent (10%) shall be allocated for wild rivers corridors established by the Kentucky Wild Rivers Act, KRS 146.200 to 146.360, and any administrative regulations promulgated pursuant thereto;
  - (e) The Nature Preserves Commission shall receive ten percent (10%); and
  - (f) The board shall receive the remaining fifty percent (50%), for allocation to state agencies, local governments, and state colleges and universities.

**Effective:** July 15, 1994

**History:** Amended 1994 Ky. Acts ch. 328, sec. 3, effective July 15, 1994. -- Created 1990 Ky. Acts ch. 446, sec. 5, effective July 13, 1990.

**Legislative Research Commission Note** (6/20/2005). 2005 Ky. Acts chs. 11, 85, 95, 97, 98, 99, 123, and 181 instruct the Reviser of Statutes to correct statutory references to agencies and officers whose names have been changed in 2005 legislation confirming the reorganization of the executive branch. Such a correction has been made in this section.